ssm

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2150 OF 2007

IN

FIRST APPEAL NO. 152 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's Orders	Court's or Judge's Orders

Mr.Uday P. Warunjikar for the applicant.

Ms. A.R.S.Baxi for the respondents.

CORAM : ANOOP V. MOHTA,J.

DATED : 6th August, 2007

P.C.

1. Considering the averments made in para 3 to 9, a sufficient cause is made out by the applicant to set aside and quash the order dated 02/03/2006. The fact that as contended by the learned counsel appearing for the applicant that it was respondent No.8 who was also using illegally electricity for ganja crops, the presence of respondent No.8 in

the matter is necessary.

2. Though served, as averred in this application, none appeared for respondent No.8.

3. In the result, the present application is allowed in terms of prayer clause (a), (b) and (c). Civil application is disposed of, accordingly.

[ANOOP V. MOHTA, J.]